IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1631 OF 2005

Shri Nagendra Maruti Kanake ..Petitioner

Versus

The Chief Executive officer ..Respondents
Z.P. Sangli, & Ors.

Mr.S.B.Patil for the petitioner.

Mr.R.D.Rane AGP for Respondents.

Coram : R.M.LODHA &
R.S.MOHITE,JJ

Date : 21.03.2005.

PC

. Heard.

2. The petitioner made an application for his recruitment to the post of Health worker (male) before Zilla Parishad, Sangli.

3. Vide communication dated 15.1.2005 he has been informed that as per the directives of the Director of Health Services Mumbai, the post of Health Worker (male) is not being filled up. The reason for that is that the post belonging to the local area/State area are more than sub-centre in Sangli district.

4. It is not for the petitioner to dictate to Zilla Parishad, Sangli to fill in the post of Health worker (male).

5. It is only when the post of Health worker (male) is being filled up by the Zilla Parishad, Sangli that the petitioner can claim consideration of his application for recruitment if he fulfills the eligibility and other requisite conditions. If the post of Health worker (male) is not being filled up, the rejection of petitioner's application cannot be faulted.

6. No case for invocation of writ jurisdiction is made out.

7. Dismissed in limine.

(R.M.LODHA,J)

(R.S.MOHITE,J)